

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

IN RE INCLUSIVE ACCESS COURSE
MATERIALS ANTITRUST LITIGATION

MASTER FILE NO.
20 MDL NO. 2946 (DLC)

This Document relates to:

20cv6314

**NOTICE OF MOTION TO DISMISS STUDENT PLAINTIFFS'
SECOND CONSOLIDATED AMENDED CLASS ACTION COMPLAINT**

Please take notice that, upon the accompanying Memorandum of Law in Support of Defendants' Motion to Dismiss Student Plaintiffs' Second Consolidated Amended Class Action Complaint, and the Declaration of Jennifer Quinn-Barabanov and accompanying exhibits, which are being submitted contemporaneously with this Notice of Motion, Defendants Cengage Learning, Inc.; McGraw Hill LLC; Pearson Education, Inc.; Barnes & Noble Education, Inc.; Barnes & Noble College Booksellers, LLC; and Follett Higher Education Group, Inc. will move this Court, before the Honorable Denise L. Cote, United States District Judge for the Southern District of New York, at a date and time to be set by the Court, for an Order dismissing Student Plaintiffs' Second Consolidated Amended Class Action Complaint, ECF No. 80, on the ground that the plaintiffs have failed to state a claim upon which relief can be granted. *See* Fed. R. Civ. P. 12(b)(6); *Ashcroft v. Iqbal*, 556 U.S. 662 (2009); *Bell Atl. Corp. v. Twombly*, 550 U.S. 544 (2007).

Dated: January 22, 2021

Respectfully Submitted,

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